

Docket No. 59216.1520
U.S. Patent Application Serial No. 10/531,917



JC10 Rec'd PCT/PTO 02 MAY 2005

#2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

KITAMURA, Toshio *et al.*

U.S. Appln. Serial No.: 10/531,917 ✓

Filed: 19 April 2005

For: APPARATUS FOR CONTROLLING AUTOMATIC TRANSMISSION

RECEIVED

4 MAY 2005

PETITION TO CORRECT APPLICATION
CLASSIFICATION UNDER 37 C.F.R. 1.182

Legal Staff
International Division

Attn: PCT Legal
Commissioner of Patents
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.182, Applicants respectfully petition the Director to reclassify the filing of United States Application No. 10/531,917 filed on April 19, 2005. Applicants inadvertently filed the application under 35 U.S.C. § 371. Applicants hereby petition to reclassify the filing to a United States national application filed under 35 U.S.C. 111(a). It is noted that this application claims the benefit of International Application No. PCT/JP2003/013445 filed October 21, 2003.

In accordance with 37 C.F.R. § 1.182, the petition fee under 1.17 (h), is hereby authorized to be charged to the Deposit Account No. 50-2036.

A copy of the Transmittal Letter and stamp dated receipt post card is attached for your reference. Upon granting of this petition it is requested that the file be forwarded to Certificate of Correction Branch for issuance of a Certificate of Correction.

06/01/2005 CSM00T 00000004 502036 10531917
Sale Ref: 00000004 DAA: 502036 10531917
01 FC:1462 400.00 DA

Docket No. 59216.1520
U.S. Patent Application Serial No. 10/531,917



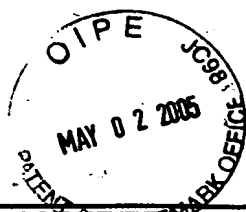
Applicants believe that no additional fees are due in connection with this petition. However, Commissioner is hereby authorized to charge any additional costs or credit any overpayment to Deposit Account No. 50-2036 with reference to Attorney Docket No. 59216.1520.

Respectfully submitted,

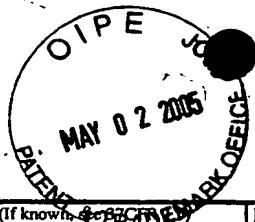
BAKER & HOSTETLER LLP

Dennis P. Cawley
Registration No. 44,598

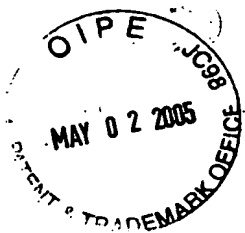
Washington Square, Suite 1100
1050 Connecticut Avenue, N.W.
Washington, D.C. 20036
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Facsimile: (202) 861.1783
Date: 5/2/05



FORM PTO-1390 REV. 2011		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 59216.1520
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37CFR1.5)
INTERNATIONAL APPLICATION NO. PCT/JP2003/013445	INTERNATIONAL FILING DATE (21 October 2003) 21.10.2003	PRIORITY DATE CLAIMED (21 October 2002) 21.10.2002 (28 October 2002) 28.10.2002	
TITLE OF INVENTION: APPARATUS FOR CONTROLLING AUTOMATIC TRANSMISSION			
APPLICANT(S) FOR DO/EO/US Toshio KITAMURA; Yuuichi ICHIKAWA; Akihisa HAYASHI; Isao OKAMOTO and Osamu ISOBE			
Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1.	<input checked="" type="checkbox"/>	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.	
2.	<input type="checkbox"/>	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.	
3.	<input checked="" type="checkbox"/>	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.	
4.	<input type="checkbox"/>	The US has been elected by the expiration of 19 months from the priority date (Article 31).	
5.	<input checked="" type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).	
	a.	<input type="checkbox"/>	is attached hereto (required only if not communicated by the International Bureau)
	b.	<input checked="" type="checkbox"/>	has been communicated by the International Bureau.
	c.	<input type="checkbox"/>	is not required, as the application was filed with the United States Receiving Office (RO/US).
6.	<input checked="" type="checkbox"/>	An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).	
	a.	<input checked="" type="checkbox"/>	is attached hereto.
	b.	<input type="checkbox"/>	has been previously submitted under 35 U.S.C. 154 (d)(4).
7.	<input checked="" type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).	
	a.	<input type="checkbox"/>	are attached hereto (required only if not communicated by the International Bureau).
	b.	<input type="checkbox"/>	have been communicated by the International Bureau.
	c.	<input type="checkbox"/>	have not been made; however, the time limit for making such amendments has NOT expired.
	d.	<input checked="" type="checkbox"/>	have not been made and will not be made.
8.	<input type="checkbox"/>	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).	
9.	<input type="checkbox"/>	An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).	
10.	<input type="checkbox"/>	An English language translation of the International Preliminary Examination Report and its annexes under PCT Article 36 (35 U.S.C. 371 (c)(5)).	
Items 11 to 20 below concern document(s) or information included:			
11.	<input checked="" type="checkbox"/>	Information Disclosure Statement under 37 CFR 1.97 and 1.98	
12.	<input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.	
13.	<input type="checkbox"/>	A FIRST preliminary amendment amending application in accordance with PCT Article 28.	
14.	<input type="checkbox"/>	A SECOND or SUBSEQUENT preliminary amendment.	
15.	<input type="checkbox"/>	A Substitute specification.	
16.	<input type="checkbox"/>	A change of power of attorney and/or address letter.	
17.	<input type="checkbox"/>	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.	
18.	<input type="checkbox"/>	A second copy of the published international application under 35 U.S.C. 154 (d)(4).	
19.	<input type="checkbox"/>	A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).	
20.	<input checked="" type="checkbox"/>	Other items or information:	
	a.	<input checked="" type="checkbox"/>	Copy of International Publication No. WO 2004/036091 A1
	b.	<input checked="" type="checkbox"/>	Copy of International Search Report issued by the Japanese Patent Office dated January 5, 2004
	c.	<input checked="" type="checkbox"/>	Certified copies of JP Appln. Nos. 2002-306177 filed October 21, 1002; 2002-313373 & 2002-313374 both filed October 28, 2002.



U.S. APPLICATION NO. (If known, see PCT Form 1) New Application		INTERNATIONAL APPLICATION NO. PCT/JP2003/013445		ATTY'S DOCKET NO.: 59216.1520	
21. <input checked="" type="checkbox"/> The following fees are submitted:				Calculation & PTO Use Only	
Basic National Fee.....				\$300.00	\$300.00
Examination Fee.....				\$200.00	\$200.00
Search Fee.....				\$500.00	\$500.00
TOTAL OF ABOVE CALCULATIONS =				\$1,000.00	\$1,000.00
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		Rate	
36-100 =	/50 =			X \$250.00	\$0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).				<input type="checkbox"/> 20 X 30	\$0.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	15	- 20 =	0	x \$50.00	\$ 0.00
Independent Claims	6	- 3 =	3	x \$200.00	\$ 600.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+\$360.00	\$ 0.00
TOTAL OF THE ABOVE CALCULATIONS =				\$ 1,600.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					
SUBTOTAL =				\$1,600.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)).				<input type="checkbox"/> 20 <input type="checkbox"/> 30	\$ 0.00
TOTAL NATIONAL FEE =				\$ 1,600.00	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				+	\$1,640.00
TOTAL FEES ENCLOSED =				\$1,640.00	
				Amount to be refunded:	\$
				charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of <u>\$1,640.00</u> to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. <u>50-2036</u> in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-2036</u> .					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: (firm address) BAKER & HOSTETLER LLP Washington Square, Suite 1100 1050 Connecticut Avenue, N.W. Washington, D.C. 20036					
DATED: _____				SIGNATURE Kenneth J. Sheehan Reg. No. 36,270	



**EARLY SERIAL NUMBER POSTCARD
BOX PCT**

JC10 Rec'd PCT/PTO 19 APR 2005

The Patent Office acknowledges, and has stamped hereon, the date of receipt of the items checked:

Docket: 59216.1520

Applicant(s): Toshio KITAMURA et al
Application No.: New U.S. National Phase Patent Application under 35 U.S.C. 371
Title: **APPARATUS FOR CONTROLLING AUTOMATIC
TRANSMISSION**

Filed: Herewith **Group Art Unit:**

N/A **Batch No.:** **N/A**

**(X) Application
Transmittal**

: 2 sheets

(X) 3 Certified copies of JP priority applns.

(X) Specification

: 46 sheets

(X) IDS W/PTO1449 : 4 sheets & cited refs.

(X) Claims

: 10 sheets

(X) Declaration/Power of Attorney

(X) Abstract

: 1 sheet

(X) Assignment for Recordation

(X) Drawings

: 12 sheets

(X) Check Amt.

: \$1,640.00 USD

10/531917

(X) Charge any discrepancies to Deposit Account 50-2036.

Today's Date: April 19, 2005

Attorney: KJS/fgb